

EXECUTIVE OFFICE, Nov. 12, 1849.

To the Honorable Senate :

Gentlemen—In obedience to a request contained in a resolution of your Honorable body communicated to me under date of the 9th instant, I have the honor herewith to transmit all the correspondence between myself and "the President or any Department of the Government, or any officer or agent of the United States," and between myself and the Judge or District Attorney of the Eleventh Judicial District of said State, relative to that portion of the public domain of the State of Texas including the whole or any part of the county of Santa Fe in said State.

I have the honor to be,

Your Ob't Serv't,

GEO. T. WOOD.

On motion of *Mr. Gage*, the communication and accompanying documents were referred to the committee on Federal Relations.

Mr. Gage offered the following resolution :

Resolved, That the committee on Printing and Contingent Expenses be instructed to contract for the printing of 1500 copies of the Governor's message ; also, an equal number of the reports of the Secretary of State, Attorney General and Commissioner of the General Land Office, for the use of the Senate, hereby rescinding the resolution of the 6th instant imposing the performance of this duty on said committee, on the part of the House of Representatives, there being no such committee, on the part of the House, adopted.

On motion of *Mr. Gage*, the Senate adjourned.

TUESDAY, 10 O'CLOCK, A. M. November 13th, 1849.

The Senate was called to order by the President. The following Senators present :

Messrs. Brashear, Cooke, Gage, Grimes, Hart, Latimer, McRae, Moffett, Pease, Phillips, Portis, Robertson, Taylor, Truit, Van Derlip, Walker and Wallace—quorum present. The journals of the preceding day were read and adopted.

On motion of *Mr. Brashear*, *Mr. Matthias Ward*, Senator from the first Senatorial District, came forward, took the oath prescribed by the Constitution and his seat.

Mr. Barleson, Senator from the sixteenth Senatorial District presented his credentials, took the oath of office and his seat.

Mr. Walker presented the petition of sundry citizens of Dallas county; read, and, on motion of Mr. Walker, referred to a special committee. Messrs. Walker, Hart and Cooke were appointed said committee.

Mr. Cooke presented the petition of Thomas Ward; read, and, on motion of Mr. Cooke, referred to the committee on Contingent Expenses, with accompanying documents.

Mr. McRae presented the petitions of Willie Faircloth, Elbert Hines and David S. Kaufman, executors of Daniel L. Richardson, deceased, praying that certain slaves be emancipated; read, and, on motion of Mr. McRae, referred to the committee on the Judiciary.

Mr. Grimes, from the committee on Finance; Mr. McRae, from the committee on Printing and Contingent Expenses; Mr. Gage, from the committee on Private Land Claims, severally made reports, which were read, and placed among the orders of the day.

Mr. Cooke introduced a bill to be entitled an act to amend an act authorizing and requiring the county courts to regulate roads, appoint overseers, &c.; read first time.

Mr. Wallace introduced a bill to punish officers guilty of extortion; read first time.

Mr. Phillips offered the following resolution:

Resolved, That the committee on Printing and Contingent Expenses be authorized to subscribe for the "South-Western American," a paper published at this place, to the amount of fifteen copies for each member of the Senate, during the present session of the Legislature; which was, on motion of Mr. Phillips, laid on the table for one day.

Mr. Taylor offered the following resolution:

Resolved, That the committee on Finance take into consideration the expediency of the passage of a law to authorize and require the Commissioner of the General Land Office to receive gold and silver at the rate of one dollar thereof for five dollars in Texas Promissory Notes, for all government dues and patents for land, and report by bill or otherwise; adopted.

Mr. Wallace offered the following resolution:

Resolved, That the Judiciary committee be instructed to enquire into, and report by bill or otherwise, upon the expediency of providing by law for vesting in the District Attorneys of the State, power to prosecute by information in all cases of offence below the grade of felony; adopted.

Mr. Pease introduced a bill relative to land claims belonging to the heirs of deceased soldiers, to which they are entitled under the laws of the late Republic of Texas; read first time.

Mr. Wallace introduced a bill to authorize and empower all State, District and County officers to continue to perform the duties of their respective offices until their successors shall be elected and qualified according to law; read first time.

The Senate proceeded to the

ORDERS OF THE DAY.

A bill to provide for the running and establishing correctly the line between Nacogdoches and Fannin land districts; read second time, and, on motion of Mr. Walker, referred to the committee on County Boundaries, together with the petition of the citizens of Dallas county, which was presented by him and laid on the table on the 9th inst.

A bill to regulate ferries; read second time, and, on motion of Mr. Robertson, referred to the committee on Roads, Bridges and Ferries.

A bill to amend the third section of act providing for the transfer of the records of administrators to new counties, approved May 13th, 1846; read second time, and, on motion of Mr. Portis, referred to the committee on the Judiciary.

Joint resolution to provide for the apprehension of William Arthur and Geo. A. Davis; read second time, and, on motion of Mr. Grimes, referred to the committee on the Judiciary.

Report of the Finance committee on joint resolution extending the time for the payment of government dues and return of field notes; read, and, on motion of Mr. Robertson, laid on the table until Thursday, 15th inst.

A bill to provide for serving writs or other process upon sheriffs; read second time, and, on motion of Mr. Wallace, referred to the committee on the Judiciary.

Report of the committee on Indian Affairs on joint resolution instructing our Senators and requesting our Representatives to urge upon the Congress of the United States the passage of a law for the removal of Indians; read, and, on motion of Mr. Brashear, laid on the table, together with the joint resolution, for one day.

The following report from Mr. McRae, chairman of the committee on Printing and Contingent Expenses, was read and adopted:

The committee on Printing and Contingent Expenses, to whom was referred the resolution of the Senate, instructing said

committee to contract for 1500 copies of the Governor's message; also, an equal number of the reports of the Secretary of State, Attorney General and of the Commissioner of the General Land Office, for the use of the Senate, beg leave to report that they have contracted with the "Texas State Gazette" for the number called for by the resolution, at the following rates; one-third of a cent per page, to be furnished in pamphlet form.

The report from the committee on Private Land Claims was read as follows:

The committee on Private Land Claims, to whom was referred the petition of James Hall, with accompanying documents, have had the same under consideration, and a majority of said committee have instructed me to report that from an examination of the proof and vouchers that accompany the petition, the case appears to be a meritorious one, and one of that character that would commend itself to the favorable consideration of the Senate. But in the opinion of a majority of the committee the 11th article of the Constitution forever bars this character of claims; under which view of the matter, the committee report the petition back to the Senate and recommend that it be laid on the table.

Report adopted, and petition laid on the table.

On motion of Mr. Latimer, the petition of Mr. J. S. Hawley was taken up, and, by leave, he withdrew the same.

On motion of Mr. Wallace, the resolution to raise a committee on Apportionment was taken up.

Mr. Van Derlip moved to lay it on the table until Monday next; lost.

The yeas and nays being called, on the adoption of the resolution, stood thus:

Yeas—Messrs. Brashear, Cooke, Gage, Grimes, Hart, Latimer, McRae, Taylor, Truit, Ward, Walker and Wallace—12.

Nays—Messrs. Moffett, Phillips, Portis, Robertson and Van Derlip—5; adopted.

Mr. Wallace offered the following resolution:

Resolved, That the House of Representatives be respectfully requested, through the Speaker thereof, to transmit to the Senate all such information, in relation to the State Prison or Penitentiary, as was furnished them by the Governor of the State in the documents accompanying his last message; adopted.

On motion of Mr. Wallace, the Senate adjourned.